FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

C.A.NO.3126 OF 2007 IN F.A.ST.NO.12194 OF 2007

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.J.J.Xavier for the Applicant.

CORAM: A.S.OKA, J.
DATE : 21ST SEPTEMBER, 2007

P.C.

1. Heard learned counsel appearing for the parties. Application for condonation of delay is strongly opposed by the counsel for the respondents contending that there is no explanation of delay. In view of the averments made in the application, sufficient cause is made out. Rule is made absolute in terms of prayer clause (a).

(A.S. OKA, J.)

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1. Admit. Printing is dispensed with.

2. Time of eight weeks is granted to remove all office objections. If all the office objections are not removed within the stipulated time, the Appeal will stand dismissed for want of prosecution without further reference to the Court.

3. Private paperbook along with Decree Form shall be filed by the Appellant within a period of one year from today. If compliance is not made within stipulated time, the Appeal shall stand dismissed for want of prosecution without further reference to the Court.

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P.C.

1. Heard counsel appearing for the parties. Considering the nature of the impugned order, grant of stay will amount to granting final relief at this stage. Hence, application for stay is rejected. It is however clarified that the adjustment made as per the impugned order will be subject to final outcome of the appeal. Necessary adjustment will have to be made by the Corporation as per the impugned order.

(A.S. OKA, J.)